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17 CALIFORNIA DEPARTMENT OF CORRECTIONS
18 AND REHABILITATION, TERESA SCHWARTZ,
JOSEPH McGRATH, DAVID SKERIK,
AND DWIGHT WINSLOW

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

22 MARTHA BERNDT, MARTA HASTINGS,) No. C03-3174 VRW
23 JUDY LONGO, LINDA SCOTT, et al.,)
24 Plaintiffs,)
25 v.)
26 CALIFORNIA DEPARTMENT OF)
CORRECTIONS, et al.,)
27 Defendants.)
28 _____
**STIPULATION AND [PROPOSED]
ORDER TO ENLARGE TIME TO
FILE PLAINTIFFS' REPLY BRIEF IN
SUPPORT OF PLAINTIFFS' MOTION
FOR CLASS CERTIFICATION**

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2 The parties to the above-entitled action hereby stipulate to extend the time for Plaintiffs to file
 3 their Reply Brief in Support of Plaintiffs' Motion for Class Certification from January 25, 2010, to
 4 February 1, 2010. Good cause exists for this Stipulation because a recent series of storms that have
 5 gone through the Bay Area has had a serious detrimental effect on Plaintiffs' counsels' ability to
 6 prepare their reply brief. Attorney Charles S. Ralston, the primary author of Plaintiffs' Reply Brief, has
 7 experienced several power outages in his area, including an extended power outage that began
 8 Thursday, January 21, 2010 and lasted through Saturday, January 23, 2010. As a result of the power
 9 outage, Attorney Ralston lost access to his computer and files and was unable to work on the brief at
 10 all. Since the hearing date has been vacated, all counsel agree that there is no prejudice to any of the
 11 parties if Plaintiffs file their reply brief on Monday, February 1, 2010.

12

13 DATED: January 25, 2010

PRICE AND ASSOCIATES

14

15 /s/ Pamela Y. Price
 16 PAMELA Y. PRICE, Attorney for Plaintiffs
 MARTHA BERNDT, et al.

17

18 /s/ John L. Burris
 19 JOHN L. BURRIS, Attorney for Plaintiffs
 MARTHA BERNDT, et al.

20

21 /s/ Charles Stephen Ralston
 22 CHARLES STEPHEN RALSTON, Attorney
 for Plaintiffs MARTHA BERNDT, et al.

23

24 DATED: January 25, 2010

25 EDMUND G. BROWN, JR.
 Attorney General of the State of California
 ALICIA M.B. FOWLER
 Senior Assistant Attorney General
 KATHRYN ALLEN
 Deputy Attorney General

26

27 /s/ Lyn Harlan
 28 LYN HARLAN
 Deputy Attorney General
 Attorneys for Defendants
 CALIFORNIA DEPARTMENT OF CORRECTIONS
 AND REHABILITATION, et al.

ORDER

PURSUANT TO THE STIPULATION OF THE PARTIES, Plaintiffs' Reply Brief in Support of Plaintiffs' Motion for Class Certification currently due on January 25, 2010 shall be filed on or before February 1, 2010. **IT IS SO ORDERED.**

Dated: 2/1/2010

HON. VAUGHN R. WALKER
UNITED STATES DISTRICT JUDGE

GRANTED

Judge Vaughn R Walker